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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	Criminal No. CR 08-0272 SI
)	
Plaintiff,)	
)	
v.)	[PROPOSED] ORDER AND
)	STIPULATION EXCLUDING TIME
)	FROM APRIL 30, 2008 TO MAY 9, 2008
CELSO MARTEARENA-ARRIOLA,)	
)	
Defendant.)	
)	

The parties appeared before the Honorable James Larson on April 30, 2008.
With the agreement of counsel for both parties, the Court found and held as follows:

1. The parties agree to an exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161, from April 30, 2008 to May 9, 2008, in light of the need for the defendant's counsel to review discovery. Failure to grant the requested continuance would unreasonably deny defense counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence and the need for counsel to review the discovery with the defendant.

**[PROPOSED] ORDER AND
STIPULATION EXCLUDING TIME
CR 08-0272 SI**

1 2. Given these circumstances, the Court found that the ends of justice served by
2 excluding the period from April 30, 2008 to May 9, 2008 outweigh the best interest of the public
3 and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(8)(A).

4 3. Accordingly, and with the consent of the defendant, the Court ordered that the period
5 from April 30, 2008 to May 9, 2008 be excluded from Speedy Trial Act calculations under 18
6 U.S.C. § 3161(h)(8)(A) & (B)(iv).

7
8 IT IS SO STIPULATED.

9 DATED: 5/01/08

/s/
BARRY J. PORTMAN
Counsel for Celso Martearena-Arriola

11
12 DATED: 5/01/08

/s/
LARA M. KROOP
Special Assistant United States Attorney

14
15 IT IS SO ORDERED.

16
17 DATED: _____

THE HON. JAMES LARSON
United States Magistrate Judge